

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Stephen J. Brand *et al.*
U.S. APPLICATION NO.: 10/555,049
INTERNATIONAL APPLICATION NO.: PCT/CA04/00648 EXAMINER: Not yet assigned
INTERNATIONAL FILING DATE: April 30, 2004 ART UNIT: Not yet assigned
FOR: COMBINED USE OF KERATINOCYTE GROWTH FACTOR AGONISTS AND
GASTRIN COMPOUNDS

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P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

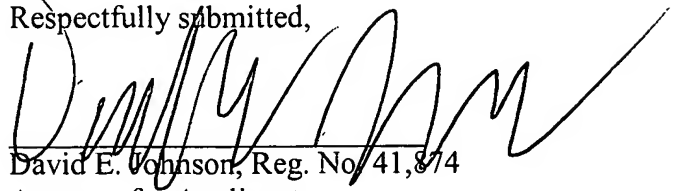
Transmitted herewith for filing in the present application are the following documents:

1. Copy of Notification of Missing Requirements (2 pages);
2. Response to Notification of Missing Requirements (1 page);
3. Combined Declaration and Power of Attorney (2 counterparts, 2 pages each, 4 total pages); and
4. Communication Regarding Entity Status (3 pages);
5. Two checks: #23190 for \$130.00 in payment of surcharge, and #23191 for \$1,200.00 in payment of deficiency; and
6. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 24492-007 NATL. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,



David E. Johnson, Reg. No. 41,874

Attorney for Applicants

c/o MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY & POPEO PC

Tel: (617) 542-6000

Fax: (617) 542-2241

Customer No. 30623

Dated: October 6, 2006

TRA 2201478v.1

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

INTERNATIONAL APPLICATION NO.	
PCT/CA04/00648	
I.A. FILING DATE	PRIORITY DATE
04/30/2004	04/30/2003

CONFIRMATION NO. 2253

371 FORMALITIES LETTER



OC000000020299057

Date Mailed: 09/05/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/28/2005
- Copy of the International Search Report filed on 10/28/2005
- Copy of IPE Report filed on 10/28/2005
- Preliminary Amendments filed on 10/28/2005
- U.S. Basic National Fees filed on 10/28/2005
- Priority Documents filed on 10/28/2005

Done By
JD

X Doc Entry
X Clerk Log
□ Print Case #
□ Print Copy Email
□ Print Summary
□ E
□ Amend

11/5/06

4/5/07
Final

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- **\$65 Surcharge.**

SEP 08 2006
MINTZ LEVIN, BOSTON
PATENT DOCKET DEPT.
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ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/555,049	PCT/CA04/00648	24492-007 NATL

Express Mail Label No.: EV461508296US
Date of Deposit: October 6, 2006

Attorney Docket No. 24492-007 NATL.

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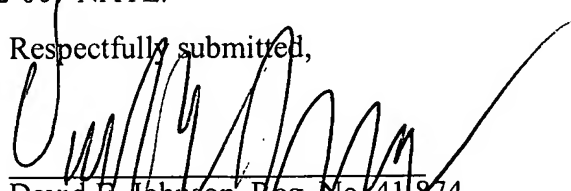
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**RESPONSE TO NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

In response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed September 5, 2006, Applicants submit herein an executed Combined Declaration and Power of Attorney, a copy of the Notification of Missing Requirements, and payment of the \$130.00 surcharge. This Response is due on or before November 5, 2006.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24492-007 NATL.

Respectfully submitted,



David E. Johnson, Reg. No. 41,874
Attorney for Applicants
c/o MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY & POPEO PC
Tel: (617) 542-6000
Fax: (617) 542-2241
Customer No. 30623

Dated: October 6, 2006

Express Mail Label No.: EV461508296US
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COMMUNICATION REGARDING ENTITY STATUS

Applicants, in good faith and without any deceptive intent, established small entity status in the above-identified application and paid the US National Phase Application as a small entity. However, Applicants have since discovered that small entity status was established in error in the instant application. In accordance with the provisions of 37 C.F.R. § 1.28(c)(1)-(c)(2), Applicants submit herein an itemization and deficiency payment resulting from the previous payment of small entity fees.

Itemization of the Deficiency Payment is presented on page 2 of this paper.

Remarks begin on page 3 of this paper.

APPLICANTS: Brand *et al.*
U.S.S.N.: 10/555,049

Itemization of the Deficiency Payment:

Type of Fee Paid as Small Entity	Current Fee Amount for Non-Small Entity	Small Entity Fee Actually Paid	Date of Payment	Deficiency Owed
Basic national fee	\$300.00	\$150.00	October 28, 2005	\$150.00
National stage examination fee (all other situations)	\$200.00	\$100.00	October 28, 2005	\$100.00
Search fee (all other situations)	\$500.00	\$250.00	October 28, 2005	\$250.00
Independent claims	\$1,400.00	\$700.00	October 28, 2005	\$700.00
Total Deficiency Payment Owed:				\$1,200.00

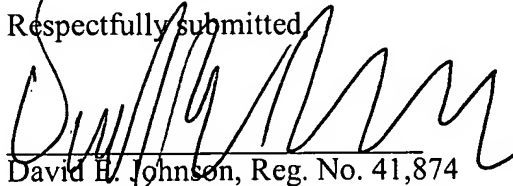
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REMARKS

In accordance with the provisions of 37 C.F.R. § 1.28(c)(1)-(c)(2), Applicants submit herein an itemization and deficiency payment resulting from the previous payment of small entity fees. Applicants submit herewith a check in the amount of \$1,200.00 to cover the deficiency payment.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24492-007 NATL.

Respectfully submitted,



David H. Johnson, Reg. No. 41,874
Attorney for Applicants
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Dated: October 6, 2006

TRA 2206751v.1